

Carriers' code designations may be shown directly with the carriers' names.

(2) All governed tariffs in which a carrier participates shall be referred to by ICC designation directly with the carrier's name. The participation of all carriers in the participating carrier tariff may be provided by a statement, rather than listing the tariff designation directly with the carriers' name.

(c) *List of tariffs.* An agent's participating carrier tariff shall contain a current and correct list of its tariffs, including those which contain their own list of participating carriers or which are issued jointly with another agent(s). If the participating carrier tariff is a joint issue, only the tariffs of the principal agent need be listed. The tariffs shall be listed in numerical order by ICC designation, with a separate section for each agent if joint issues are involved. Each tariff listed shall be described so that its general application may be determined without examining the tariff itself.

(d) *Cancellation of participating carriers.* (1) Except as provided in paragraph (f) of this section, when a carrier's participation in a participating carrier tariff or governed tariff is canceled, all reference to the carrier in the involved tariff(s) shall be canceled.

(2) The cancellation may be accomplished either by—

- (i) Amending all matter to eliminate reference to the carrier; or
- (ii) Publishing a blanket cancellation notice.

The blanket cancellation shall be published in the participating carrier tariff and shall be referred to in the cancellation of the carrier's name. A provision referring to the canceled carrier may not be republished without concurrent cancellation of the reference to that carrier and all matter shall be amended as soon as possible.

(3)(i) In a bound tariff the canceled carrier's name (and reference to the blanket cancellation notice, if used) shall be carried forward as reissued matter in the list of participating carriers.

(ii) In a looseleaf tariff, the carrier's name (and reference to the blanket cancellation notice, if used) and the date the cancellation became effective

shall be republished in successive issues of the list of participating carriers until all provisions referring to the carrier are amended.

(e) *Reinstatement of participating carriers.* If a carrier's participation is canceled, and reinstated at a later date, the tariff shall so explain. This explanation shall be referred to directly with the reinstated carrier's name until the participating carrier tariff is reissued.

(f) *Adoptions.* (1) If a carrier adopts another carrier, wholly or partially, the adoption shall be announced and explained in the participating carrier tariff. This announcement shall be continued in the tariff and reissues until a carrier adopted wholly is no longer referred to in any provision of the governed tariffs, and until a carrier adopted partially is no longer referred to in those provisions in the governed tariff affected by the partial adoption.

(2) The name of a wholly adopted carrier shall be canceled from the list of participating carriers. The name of a partially adopted carrier may not be canceled from the list of participating carriers unless its remaining rates and provisions are not published in the agent's tariff(s). Reference to the adoption and the cancellation shall be continued until the participating carrier tariff is reissued.

(g) *Participating carrier tariff may include other provisions.* Provisions authorized to be published in a routing guide, points of service, and/or a "scope" tariff, may be published in a participating carrier tariff provided application of each category is clear.

#### § 1312.26 Rate basis tariffs.

(a) *Separate tariffs may be filed.* Rate groups or rate bases for determination of rates between points named in the rate tariff may be filed in a separate tariff. The tariff may contain routing and operating authority provisions, waybilling instructions and divisions. No tariff may be governed by more than two rate group or rate basis tariffs, one for origin points and one for destination points.

(b) *Points and rate group or basis to be listed.* Railroad basing tariffs may list the location of each station or refer by ICC designation to a station list tariff.

Directly with each point listed shall be published either its assigned rate group or reference to an item providing that information. Exceptions to the rate group may be published.

(c) *Arbitraries or differentials.* Amounts to be added to (arbitraries) or subtracted from (differentials) base rates may be published either directly with each point or in an item referred to directly with each point. Provisions governing arbitraries or differentials which differ from those governing the base rates shall be referred to directly with the arbitraries or differentials (see § 1312.14).

**§ 1312.27 Classification, exceptions, rules, dangerous articles and station list tariffs.**

(a) *Classification.* (1) A classification of commodities may be published as a separate tariff. The classification shall list the various commodities and assigned class of each. Whatever organization is used within the tariff shall be clear.

(2) Rules having general application may be published in a classification. The rules shall precede the itemized list of articles.

(3) The classification shall, if applicable, include a statement that exception exist and take precedence.

(b) *Exceptions tariffs.* (1) Exceptions to the classification provisions may be published in a separate tariff.

(2) Exceptions tariffs shall be published as required by the rules governing tariff content generally. The title page shall contain the following statement:

This tariff applies only in connection with tariffs referring to it by ICC designation.

(c) *Rules tariffs.* Governing provisions may be published in a separate tariff or tariffs provided the application and any exceptions are clearly explained.

(d) *Dangerous articles tariffs.* The Department of Transportation's regulations governing the acceptance and transportation of dangerous articles and hazardous materials may be reproduced and filed in a separate tariff.

(e) *Participation in governing publications.* Carriers participating in tariffs which refer to, and are governed by, separate tariffs (classifications, exceptions, rules etc.), shall also participate

in those governing separate tariffs, unless specifically stated in the governed tariffs that provisions in the separate tariffs will not apply for their account. This does not require participation in local drayage tariffs or in terminal and special services tariffs applicable only for the issuing carrier. Carriers participating in a rate tariff solely to provide substituted service at another carrier's option need not participate in the governing tariffs. See § 1312.38.

(f) *List of stations showing facilities, additions and abandonments.* (1) A tariff publication may be filed containing a list of stations with the railroad location of each, alphabetically and geographically arranged with index numbers, prepay requirements, station facilities, additions of stations, abandonments of stations, changes in names of stations, and restrictions as to acceptance and delivery of freight. No rates or charges and no matter that will in any way increase or decrease the rate or charge in tariffs making reference to this publication may be shown. Changes in the tariff may be made on not less than 1 day's notice, except that announcement of the restrictions as to the acceptance or delivery of freight shall be made effective on not less than statutory notice.

(2) Changes made on less than statutory notice under the authority of this paragraph shall state that they are so made.

(3) Rate tariffs that are to be governed by the separate tariff publication shall so state, and their application clearly explained.

(4) When a station has been abandoned as of a date specified in the tariff authorized by this section, the rates from or to the station are inapplicable and shall be eliminated in the next amendment of the rate tariffs. When the elimination is made by supplement, the following notation shall be used:

Eliminate ——— station abandoned. For effective date see [the governing tariff issued under this rule].

This notation must be continued in connection with the name of the station as long as the tariff remains effective, and indicated as a reissue from the supplement in which it was first